

**TOWN OF UNDERHILL
SELECTBOARD MEETING MINUTES
6:00 p.m., Tuesday, October 14, 2014**

Selectboard: Seth Friedman, David Rogers and Cliff Peterson

Town Staff: Mona Sheppard, Brian Bigelow,

Public: Ruth Miller (MMCTV), John Barbour, Kristine Bickford (CUSI), Bruce Miller (CUSI), Dick Wilcox, Ben Wilcox, Charlie Baker (CCRPC), Michelle Boomhower (CCRPC)

6:00 p.m. Meeting called to order. Adjustments to agenda: Seth Friedman wanted to discuss the draft letter to the Development Review Board, Town Highway 26, and boulders at the Basketball Court. Cliff Peterson proposed adding Maple Leaf Farm to New Business. Consensus of Board was to make the adjustments.

6:02 p.m. Public Comment –

John Barbour (PV321) asked about any plans for installing guardrails at the site of the recent culvert replacement near the intersection of Harvey Road and Pleasant Valley Road. Photos of area provided. Staff directed to utilize the AASHTO guidelines for installation to determine the necessity or recommendation.

6:10 p.m. Mona Sheppard, Town Finance Officer –

Options were reviewed with the Board. By consensus the Selectboard decided to:

- Remain with VSP (Vision) with an increase in the co-pay to \$30.00 designed to hold the premium at current levels.
- Remain with BCBSVT Platinum plan (7.1% increase) with a reduction to the percentage 'Payment in Lieu of' to hold that dollar amount constant.
- Consolidate the HRA accounts into one line in the Selectboard Budget.
- Offer employees the opportunity to take advantage of VLCT brokered product with Lincoln Financial for term life insurance.

6:32 p.m. Kristine Bickford, Chittenden Unit for Special Investigations (CUSI) –

Kristine Bickford and Bruce Miller from CUSI reviewed the organization's mission and policy. 2014 Annual Report (Jan – Oct) distributed. Discussion ensued about the 3 year obligation sought by CUSI's Board of Directors and the realities of annual town budgets and Town Meeting votes. Selectboard advised that they were committed to going forward this year with the request for FY15-16 of \$7,418.00 (~20% increase). Consensus of the Board was to not sign the agreement until after Town Meeting.

7:00 p.m. Wilcox Utility Access Permit Application (PH270) –

Addendum to application submitted September 30 reviewed. Substantive change was to propose boring under (5 feet in depth) Poker Hill Road rather than an open excavation. Contractor will provide an 'as built' drawing upon completion.

David Rogers moved to approve the Wilcox application. Cliff Peterson seconded and offered a friendly amendment that the addendum be attached to the Access Permit. David Rogers concurred with the amendment and the motion passed 3-0

7:10 p.m. 1999 International Truck Bid –

No bids were received. Consensus of Selectboard is to readvertise and incorporate less traditional sites such as Craig's List and Front Page Forum. Bids are to be due October 28, 2014.

7:20 p.m. New Business –

Selectboard reviewed recent notice of Department of Forests, Parks and Recreation grants. Grants are for outdoor recreation projects. Staff directed to make application for resurfacing of the Town Tennis Courts. Grant is a 50/50 reimbursement based grant.

7:24 p.m. Old Business –

Discussion about the New York Life proposal was held. Selectboard expressed their continued concern that approval not appear as an endorsement. In addition with the accommodations being sought and the increased option approved regarding VLCT/Lincoln Financial the consensus of the Board was to not sign off on the proposal.

Town Hall Renovations discussed. Roof to be included as a future CIP project.

Cliff Peterson moved to allow a \$1,500 over run on the final bill by XL Building & Design. David Rogers seconded and the motion passed 3-0.

Town Garage Ventilation Improvements discussed. Consensus of Board was to have Chair sign contract with Alliance Mechanical, Inc.

Landfill Post Closure Certification – Application has been made to ANR/DEC/Solid Waste Management Program. Ross Engineering invoice (\$1,081.92) for project coordination to be paid from Selectboard Contingency line item.

Subgrant Agreements relative to FEMA HMGP VT539 received. Town Administrator to contact property owner to formalize agreement where Town acts solely in the required manner performing ministerial functions and that the landowner is responsible for the 25% matching funds.

Cliff Peterson reviewed active legal issues.

Town Highway 26/Fuller Road - The Superior Court's denial of reconsideration has been appealed to Supreme Court.

Appellant of Development Review Board decision on Piney Grove has transferred his property. Motion to Dismiss / Motion for Summary Judgment has been filed with Superior Court, Environmental Division.

7:35 Adjustments to Agenda

Maple Leaf Farm's application for Tax Exempt status under 32 VSA §3802(4) received and given preliminary review by Selectboard. Most recent 990s to be sought to answer questions about financial capability and consultation with the Listers scheduled.

Consensus of Board to have Road Crew utilize boulders to ensure no parking on the recently resurfaced basketball court at the Town Pond. Boulders to be 5'-8' from the surface and large enough for spectators to sit on.

7:55 p.m. Charles Baker and Michelle Boomhower – Chittenden County Regional Planning Commission (CCRPC)

Charlie Baker and Michelle Boomhower updated the Board on CCRPC mission and services. Annual Report provided. Upcoming projects reviewed. Board asked for information on the possibility of blanket speed limits on certain classes of roads as opposed to individual traffic studies.

8:27 p.m. Adjustments to Agenda (continued)

Selectboard discussed a revised draft letter to the DRB. Letter to address ongoing questions of overlapping areas of responsibility, issuance of waivers, attached versus detached structures for accessory dwellings, etc. Consensus of Board was to make additional revisions and review/sign at a later date.

Consensus of Board was to schedule a work session regarding the latest draft of the Road Ordinance for 5:00 p.m. on October 28th. Tax rate implication information sought from Town Finance Officer regarding the CIP with two options for paving in FY15-16.

Discussion about the status of the Eastman request for access off the trail portion of Repa Road ensued.

9:22 p.m. Executive Session

David Rogers moved that the Selectboard and Staff enter into executive session to discuss, on a specific finding that premature public knowledge would put the Selectboard or a person at a substantial disadvantage, confidential attorney-client communications made for the purpose of providing professional legal services to the Selectboard. Cliff Peterson seconded and the motion passed 3-0.

At 9:30 p.m. on a motion by David Rogers, seconded by Cliff Peterson and a 3-0 affirmative vote the Selectboard exited Executive Session. Executive Session summarized as resulting in no action being taken or decisions made.

9:31 p.m. Minutes and Warrants

Current Warrants reviewed and signed by Selectboard.

David Rogers moved to approve the minutes of September 30, 2014. Cliff Peterson seconded and the motion passed 3-0.

Cliff Peterson moved to approve the minutes of October 8, 2014. David Rogers seconded and the motion passed 3-0.

9:38 p.m. Member Items, Correspondence, Announcements, Schedule.

The next regularly scheduled meeting is October 30, 2014 at 6:00 p.m. A Special Meeting has been scheduled for October 30 at 5:00 p.m. for the purpose of reviewing the draft Road, Driveway and Trail Ordinance.

9:40 p.m. Adjournment.

David Rogers moved to adjourn. Cliff Peterson seconded and the motion passed 3-0.

Submitted by Brian Bigelow, Town Administrator

Read and Approved as submitted/amended.



Seth Friedman, Chair

Date

10/28/14